

**MAYO COUNTY COUNCIL
(BALLINA MUNICIPAL DISTRICT)
SIGNS BYE-LAWS, 2016**

Long Title Mayo County Council (hereinafter referred to as “the Council”) acting by members of the Ballina Municipal District pursuant to Paragraph 36 of Schedule 14(A) of the Local Government Act, 2001 (inserted by Schedule 3 of the Local Government Reform Act, 2014) and by virtue of the powers vested in them pursuant to Section 199 of the Local Government Act, 2001 make the following bye-laws:

**PART 1
Preliminary**

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| Short Title | 1 | These bye-laws may be cited as the Mayo County Council (Ballina Municipal District) Signs Bye-Laws, 2016. |
| Commencement | 2 | These bye-laws shall come into operation with effect from Monday, 20 th day of June, 2016. |
| Area of Application | 3 | These bye-laws apply to the area comprising the functional area of the Ballina Municipal District (established pursuant to the County of Mayo Local Election Areas and Municipal Districts Order, 2014 (SI 59/2014), and for the avoidance of doubt shall include the River Moy. |
| Interpretation | 4 | In these bye-laws: <ul style="list-style-type: none"> (a) a sign shall mean a physical object whether or not designed or intended to furnish information to the public and for the avoidance of doubt shall include a poster, a finger sign, a sandwich board or a banner exhibited outside a premises or being hung between two or more premises; (b) an authorised person shall mean a person authorised in writing to be such by Mayo County Council and as provided for by Section 204(1) of the Local Government Act, 2001; (c) a signs permit shall mean a permit to erect a sign granted by Mayo County Council. |
| | 5 | The Ballina Town Council Signs Bye-Laws, 2013 are hereby revoked. |

PART 2

General

- 6.1 Subject to Articles 6.2 and 6.4 a person shall not erect or place a sign visible from the street (whether exhibited inside the building or otherwise), on or in any building, fence, hoarding, street or elsewhere, without a permit ("a signs permit") issued by the Council.
- 6.2 A sign advertising an event, a function, a meeting, an artistic performance or a concert exhibited on the inner pane of glass in a ground floor window shall not require a signs permit but shall be removed promptly on the happening of the event, function, meeting, artistic performance or concert exhibited.
- 6.3 Where on the making of a planning application, details of proposed signage forms part of that application, and the permission is subsequently granted, the permission shall be deemed to be a signs permit for the purposes of these Bye-laws.
- 6.4 For the avoidance of doubt and subject to Articles 6.2 and 6.3 a signs permit shall be required notwithstanding that the erection of a sign is exempted development for the purposes of the Planning and Development Acts, 2001 to 2011 and the Planning and Development Regulations, 2001 or any amendment or substitution thereof.

Signs Permits

- 7.1 An application for a signs permit may be made on an approved application form.
- 7.2 The Council shall grant or refuse the application within three (3) weeks of its receipt. If no decision is made by the Council within that time, the Council shall be deemed to have issued a signs permit allowing the erection of the sign.
- 7.3 In considering an application for a proposed sign, the Council shall have regard to the Mayo County Council design guidelines.
- 7.4 The Council may issue a signs permit for a temporary sign which shall state the date of expiry of the signs permit.

Offences

- 8.1 A person who erects a sign without a signs permit commits an offence.
- 8.2 A person who fails to remove a temporary sign on the expiry of the period of time set forth in the signs permit commits an offence.
- 8.3 A person who fails to remove a sign as referred to in bye-law 8.2 on the happening of the event commits an offence.

- 8.4 An authorised person may issue a fixed payment notice to a person who contravenes bye-laws 8.1, 8.2 or 8.3 which notice shall be in the form prescribed by the Local Government Act, 2001 (Bye-Laws) Regulations, 2006 (SI No. 362 of 2006 or any amendment or replacement thereof) and the prescribed amount therefor shall be Seventy Five Euro (€75.00).

Signs Penalties

- 9.1 Subject to bye-law 9.2 hereof and pursuant to Section 205 of the Local Government Act, 2001, a person convicted of an offence under this bye-law shall be liable to a fine not exceeding Nineteen Hundred Euro (€1,900.00).
- 9.2 If the contravention of a provision of this bye-law continues after the conviction, the person causing the contravention commits an offence. On each day on which the contravention continues and shall be liable on summary conviction for each such offence to a fine not exceeding One Hundred and Twenty Five euro (€125.00).

**Made and adopted under the
common seal of
Mayo County Council
this 16th day of June, 2016
which seal was affixed hereto
in the presence of:**





**HEAD OF BALLINA MUNICIPAL
DISTRICT**



NOMINATED MEMBER